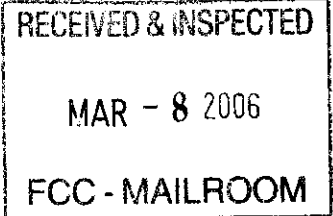




SPECTRUM COMMUNICATIONS
CABLING SERVICES, INC.

Sent via Facsimile and U.S. Postal Service



February 28, 2006

Federal Communications Commission
Office of the Secretary
445 12th Street, S.W.
Washington, D.C. 20554

DOCKET FILE COPY ORIGINAL

RE: **STATUS REQUEST** for filed appeal to the FCC dated November 22, 2004 for
Corona-Norco Unified School District
Request for Review: CC Docket No. 02-6
Appeal of the Universal Service Administrative Company (USAC) Decision
Applicant: Corona-Norco Unified School District
Entity #: 143597

To Whom It May Concern:

I write this letter to request a status of our appeal filed with the FCC dated November 22, 2004, regarding the Universal Service Administrative Company ('USAC') decision for the applicant Corona-Norco Unified School District ('CNUSD').

On November 22, 2004, Spectrum Communications properly filed to the FCC, an appeal of the USAC denial of funding for CNUSD E-Rate funding year 2003-2004. (Attachments)

As of today, February 28, 2006, 15 months later, neither Spectrum Communications nor CNUSD has received any notification from the FCC regarding the appeal.

Our appeal is simple; the USAC has somehow come to the conclusion that my company, Spectrum Communications, was improperly involved in the competitive bidding process. However, USAC has not provided any information or evidence of how Spectrum Communications was involved in any process of CNUSD's application for E-Rate funding.

This general statement of Spectrum Communications improper involvement has lead to many of our clients E-Rate applications denials. This is unfair to both Spectrum Communications and our school districts applicants.

No. of Copies rec'd 0
List ABCDE


As I have stated in several appeals to both USAC and the FCC, my company has not been involved with the filing of any forms, the selection and/or evaluation process for E-Rate applications undertaken by CNUSD or any other applicant.

I ask for the FCC to immediately review our appeal of November 22, 2004. It is our hope that the FCC will review our appeal and as a result grant our appeal, and remand the application back to USAC for further review and funding.

Can you please provide a status as to this appeal? The application for E-Rate funding made by CNUSD is over 3 years old.

If you have any questions or require further information, please contact me either by mail or by telephone at (951) 371-0549.

Thank you,


Robert Rivera
President/CEO
Spectrum Communications

RR:ah

Attachments

Attachment 1

FCC Form

Approval by OMB
3090-0806

470

Schools and Libraries Universal Service Description of Services Requested and Certification Form

Estimated Average Burden Hours Per Response: 4.0 hours

This form is designed to help you describe the eligible telecommunications-related services you seek so that this data can be posted on the Fund Administrator website and interested service providers can identify you as a potential customer and compete to serve you.

Please read instructions before beginning this application.

(To be completed by entity that will negotiate with providers.)

Block 1: Applicant Address and Identifications

Form 470 Application Number: 703150000435486
Applicant's Form Identifier: 2003-04 Telecommunications
Application Status: CERTIFIED
Posting Date: 11/26/2002
Allowable Contract Date: 12/24/2002
Certification Received Date: 11/26/2002

1. Name of Applicant: CORONA-NORCO UNIF SCH DISTRICT		
2. Funding Year: 07/01/2003 - 06/30/2004		3. Your Entity Number 143597
4a. Applicant's Street Address, P.O. Box, or Route Number 2820 CLARK AVE		
City NORCO	State CA	Zip Code 91760-1903
b. Telephone number (909) 736-5000		c. Fax number (909) 736-5055
d. E-mail Address raja@cnusd.k12.ca.us		
5. Type Of Applicant <input type="radio"/> Individual School (individual public or non-public school) <input checked="" type="radio"/> School District (LEA; public or non-public [e.g., diocesan] local district representing multiple schools) <input type="radio"/> Library (including library system, library branch, or library consortium applying as a library) <input type="radio"/> Consortium (intermediate service agencies, states, state networks, special consortia)		
6a. Contact Person's Name: Rosalie Aja		
First, fill in every item of the Contact Person's information below that is different from Item 4, above. Then check the box next to the preferred mode of contact. (At least one box MUST be checked.)		
6b. Street Address, P.O. Box, or Route Number 2820 CLARK AVE		
City	State	Zip Code

NORCO	CA	91760-1903
6c. Telephone Number (909) 736-5000		
6d. Fax Number (909) 736-5055		
6e. E-mail Address raja@cnusd.k12.ca.us		

Block 2: Summary Description of Needs or Services Requested

7 This Form 470 describes (check all that apply):

a. ☐ Tariffed services - telecommunications services, purchased at regulated prices, for which the applicant has no signed, written contract. A new Form 470 must be filed for tariffed services for each funding year.

b. ☐ Month-to-month services for which the applicant has no signed, written contract. A new Form 470 must be filed for these services for each funding year.

c. ☐ Services for which a new written contract is sought for the funding year in Item 2.

d. ☐ A multi-year contract signed on or before 7/10/97 but for which no Form 470 has been filed in a previous program year.

NOTE: Services that are covered by a signed, written contract executed pursuant to posting of a Form 470 in a previous program year OR a contract signed on/before 7/10/97 and reported on a Form 470 in a previous year as an existing contract do NOT require filing of a Form 470.

What kinds of service are you seeking: Telecommunications Services, Internet Access, or Internal Connections? Refer to the Eligible Services List at www.sl.universalservice.org for examples. Check the relevant category or categories (8, 9, and/or 10 below), and answer the questions in each category you select.

8 ☒ Telecommunications Services

Do you have a Request for Proposal (RFP) that specifies the services you are seeking?

a. ☐ YES, I have an RFP. It is available on the Web at or via (check one):
☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.

b. ☒ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Telecommunications Services you seek. Specify each service or function (e.g., local voice service) and quantity and/or capacity (e.g., 20 existing lines plus 10 new ones). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Telecommunications Services. Remember that only eligible telecommunications providers can provide these services under the universal service support mechanism. Add additional lines if needed.

Service or Function:	Quantity and/or Capacity:
800 service	40 sites
900/976 call blocking	40 sites
ATM	40 sites
Basic telephone Service/POTS	40 sites
Cell Phone Service	40 sites
Centrex/Centrex Common Equipment	40 sites
Custom Calling Services	40 sites
Digital Data Service	40 sites
DSL	40 sites
Directory Assistance Charges	40 sites
Distance Learning Circuits	40 sites

DSL/T1/Frac T1	40 sites
Fax Machine Line	40 sites
Frame Relay	40 sites
Digital Transmission Services	40 sites
Homework Hotline Service	40 sites
Inside Wire Service	40 sites
Internet2	40 sites
ISDN	40 sites
LAN Interconnect Service	40 sites
Local Measured Service/Message rate Service	40 sites
Long Distance	40 Sites
MAN	40 sites
Network Access Register	40 sites
On premise equipment	40 sites
Paging Service	40 sites
PCS	40 sites
Pic Change Charge	40 sites
Programmed Audio Service	40 sites
Satellite Service	40 sites
Serial Digital Video Service	40 sites
Trunk	40 sites
Toll Charges	40 sites
Video Service	40 sites
WAN	40 sites
Construction Costs	40 sites
Professional Services	40 sites
Per Diem	40 sites
Programming & Configuration	40 sites
Taxes, Surcharges & Access Charges	40 sites
Dark Fiber	40 sites

9 Internet Access
Do you have a Request for Proposal (RFP) that specifies the services you are seeking ?

a ☐ YES, I have an RFP. It is available on the Web at or via (check one):
☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11

b ☒ NO, I do not have an RFP for these services.

If you answered NO, you must list below the Internet Access Services you seek. Specify each service or function (e.g., monthly Internet service) and quantity and/or capacity (e.g., for 500 users). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Internet Access services. Add additional lines if needed.

Service or Function:	Quantity and/or Capacity:
Basic unbundled access	40 sites
Bundled Access	40 sites
Domain name registration	40 sites
e-mail service & fees	40 sites
GSP rates	40 sites
WAN	40 sites
Construction Costs	40 sites
Per Diem	40 sites
professional services	40 sites

Programming & Configuration	40 sites
Taxes, surcharges & Access Charges	40 sites

10 ☐ Internal Connections**Do you have a Request for Proposal (RFP) that specifies the services you are seeking?****a ☐ YES, I have an RFP. It is available on the Web at or via (check one)**☐ the Contact Person in Item 6 or ☐ the contact listed in Item 11.**b ☒ NO, I do not have an RFP for these services.**

If you answered NO, you must list below the Internal Connections Services you seek. Specify each service or function (e.g., local area network) and quantity and/or capacity (e.g., connecting 10 rooms and 300 computers at 56kbps or better). See the Eligible Services List at www.sl.universalservice.org for examples of eligible Internal Connections services. Add additional lines if needed.

Service or Function:	Quantity and/or Capacity:
Wireless Lan Equipment	6 per site
Servers & server site, client access licenses, and related items	1 per site
Cabinets & Racks & related items	8 per site
Cabling (all related items: jacks, faceplates, conduit raceway, etc.)	Per technology plan
Network Electronics (routers, switches)	Per technology Plan
Video Distribution	Per technology Plan
Technical Support & Maintenance	40 sites
Backup Equipment (UPS)	Sufficient to cover closets
Change Fees	40 sites
Configuration & Installation Charges	40 sites
Construction Costs	40 sites
Extended Warranty	40 sites
Per Diem	40 sites
Professional Services	40 sites
Shipping Charges	40 sites
Taxes, Surcharges & Access Charges	40 sites
Travel Time	40 sites
Voice/Video over IP Equipment	Per Technology Plan

11 (Optional) Please name the person on your staff or project who can provide additional technical details or answer specific questions from service providers about the services you are seeking. This need not be the contact person listed in Item 6 nor the signer of this form.

Name:

Carol Bento

Title:

Coordinator, Information Technology

Telephone number

(909) 736 - 5190

Fax number

(909) 736 - 5055

E-mail Address

cbento@cnusd.k12.ca.us

12. ☐ Check here if there are any restrictions imposed by state or local laws or regulations on how or

when providers may contact you or on other bidding procedures. Please describe below any such restrictions or procedures, and/or provide Web address where they are posted and a contact name and telephone number for service providers without Internet access.

For Local Telecommunication Services: 1. Must be regulated eligible telecom. carrier in California
For Internal Connections: The following five (5) minimum criteria must be met: 1. Must be a CMAS authorized contractor 2. For wiring, must provide evidence of a valid California low voltage contractors license (C7) 3. All staff working at District must be compliant with Megans Law (DOJ) background check, fingerprinting, etc. 4. Must be bondable and Insurable in California 5. Evidence of payment of Prevailing Wages must be provided with all payment requests. Scope of Work For Internal Connection Projects will be sent to all respondents who meet minimum guidelines on December 16, 2002 via E-mail or Fax Transmission.

13. If you intend to enter into a multi-year contract based on this posting or a contract featuring an option for voluntary extensions you may provide that information below. If you have plans to purchase additional services in future years, or expect to seek new contracts for existing services, summarize below (including the likely timeframes).

District is anticipating applying for E-rate discounts for sites that have below 90% discount. Scope of work is conditional upon receiving E-rate discounts.

Block 3: Technology Assessment

14. ☐ **Basic telephone service only:** If your application is for basic local and long distance telephone service (wireline or wireless) only, check this box and skip to Item 16.

15. Although the following services and facilities are ineligible for support, they are usually necessary to make effective use of the eligible services requested in this application. Unless you indicated in Item 14 that your application is ONLY for basic telephone service, you must check at least one box in (a) through (e). You may provide details for purchases being sought.

a. Desktop software: Software required ☒ has been purchased; and/or ☒ is being sought.

b. Electrical systems: ☒ adequate electrical capacity is in place or has already been arranged; and/or ☐ upgrading for additional electrical capacity is being sought.

c. Computers: a sufficient quantity of computers ☒ has been purchased; and/or ☒ is being sought.

d. Computer hardware maintenance: adequate arrangements ☒ have been made; and/or ☐ are being sought.

e. Staff development: ☒ all staff have had an appropriate level of training; additional training has already been scheduled; and/or ☒ training is being sought.

f. Additional details: Use this space to provide additional details to help providers to identify the services you desire.

Block 4: Recipients of Service

16. Eligible Entities That Will Receive Services:

Check the ONE choice (a,b or c) that best describes this application and the eligible entities that will receive the services described in this application. You will then list in Item 17 the entity/entities that will pay the bills for these services.

a. ☐ Individual school or single-site library.

b. ☒ **Statewide application for (enter 2-letter state code) representing (check all that apply):**

- ☐ All public schools/districts in the state
☐ All non-public schools in the state
☐ All libraries in the state

If your statewide application includes INELIGIBLE entities, check here: ☐ **If checked, complete Item 18.**

c. ☒ **School district, library system, or consortium application to serve multiple eligible entities:**

Number of eligible sites	40
<i>For these eligible sites, please provide the following</i>	
Area Codes (list each unique area code)	Prefixes associated with each area code (first 3 digits of phone number) separate with commas, leave no spaces
909	279, 736, 739
If your application includes INELIGIBLE entities, check here: <input type="checkbox"/> If checked, complete Item 18.	

17. Billed Entities

List the entity/entities that will be paying the bills directly to the provider for the services requested in this application. These are known as Billed Entities. At least one line of this item must be completed. Attach additional sheets if necessary.

Entity	Entity Number
CORONA-NORCO UNIF SCH DISTRICT	143597

18. Ineligible Participating Entities

Does your application also seek bids on services to entities that are not eligible for the Universal Service Program? If so, list those entities here (attach pages if needed):

Ineligible Participating Entity	Area Code	Prefix
---------------------------------	-----------	--------

Block 5: Certification and Signature**19. The applicant includes: (Check one or both)**

- a. ☒ schools under the statutory definitions of elementary and secondary schools found in the No Child Left Behind Act of 2001, 20 U.S.C. Secs. 7801(15) and (18), that do not operate as for-profit businesses, and do not have endowments exceeding \$50 million; and/or
- b. ☐ libraries or library consortia eligible for assistance from a State library administrative agency under the Library Services and Technology Act of 1996 that do not operate as for-profit businesses and whose budgets are completely separate from any school (including, but not limited to elementary and secondary schools, colleges and universities).

20. All of the individual schools, libraries, and library consortia receiving services under this application are covered by:

- a. ☐ individual technology plans for using the services requested in the application, and/or

b. ☒ higher-level technology plans for using the services requested in the application, or
 c. ☐ no technology plan needed; application requests basic local and/or long distance telephone service only.

21. Status of technology plans (if representing multiple entities with mixed technology plan status, check both a and b):
 a. ☒ technology plan(s) has/have been approved by a state or other authorized body.
 b. ☐ technology plan(s) will be approved by a state or other authorized body.
 c. ☐ no technology plan needed; application requests basic local and long distance telephone service only.

22. ☒ I certify that the services the applicant purchases at discounts provided by 47 U.S.C. Sec. 254 will be used solely for educational purposes and will not be sold, resold, or transferred in consideration for money or any other thing of value.

23. ☒ I recognize that support under this support mechanism is conditional upon the school(s) or library(ies) I represent securing access to all of the resources, including computers, training, software, maintenance, and electrical connections necessary to use the services purchased effectively.

24. ☒ I certify that I am authorized to submit this request on behalf of the above-named entities, that I have examined this request, and to the best of my knowledge, information, and belief, all statements of fact contained herein are true.

25. Signature of authorized person: ☒

26. Date (mm dd/yyyy): 11/26/2002

27. Printed name of authorized person: Rosalie Aja

28. Title or position of authorized person: Supervisor, Business Services-Purchasing

29a. Address of authorized person:
 City: State: Zip:

29b. Telephone number of authorized person: (909) 736 - 5051

29c. Fax number of authorized person: ()

29d. E-mail address number of authorized person:

Persons willfully making false statements on this form can be punished by fine or forfeiture, under the Communications Act, 47 U.S.C. Secs. 502, 503(b), or fine or imprisonment under Title 18 of the United States Code, 18 U.S.C. Sec. 1001.

Service provider involvement with preparation or certification of a Form 470 can limit the competitive bidding process and result in the denial of funding requests. For more information, refer to the "Service Provider Role in Assisting Customers" at www.sl.universalservice.org/vendor/manual/chapter5.doc or call the Client Service Bureau at 1-888-203-8100.

NOTE: Section 24.504 of the Federal Communications Commission's rules requires all schools and libraries ordering services that are eligible for and seeking universal service discounts to file this Description of Services Requested and Certification Form (DC Form 470) with the Universal Service Administrator, 47 C.F.R. § 54.504. The collection of information from the Commission's authority under Section 254 of the Communications Act of 1934, as amended, 47 U.S.C. § 254. The data on the report will be used to ensure that schools and libraries comply with the competitive bidding requirement.

contained in 47 C.F.R. § 54.934. All schools and libraries planning to order services eligible for universal service discounts must file this form themselves or as part of a contract.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The FCC is authorized under the Communications Act of 1934, as amended, to collect the information we request in this form. We will use the information you provide to determine whether approving this application is in the public interest. If we believe there may be a violation or a potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state, or local agency responsible for investigating, prosecuting, enforcing, or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC, or (b) any employee of the FCC, or (c) the United States Government is a party of a proceeding before the body or has an interest in the proceeding. In addition, information provided in or submitted with this form or in response to subsequent inquiries may also be subject to disclosure consistent with the Communications Act of 1934, FCC regulations, the Freedom of Information Act, 5 U.S.C. § 552, or other applicable law.

If you owe a past due debt to the federal government, the information you provide may also be disclosed to the Department of the Treasury, Financial Management Service, office of Federal agencies and/or your employer to offset your salary. IRS has refund or other payments to collect that debt. The FCC may also provide the information to these agencies through the matching of computer records when authorized.

If you do not provide the information we request on this form, the FCC may delay processing of your application or may reject your application without action.

The foregoing Notice is required by the Paperwork Reduction Act of 1995, Pub. L. No. 104-13, 44 U.S.C. § 3502, et seq.

Public reporting burden for this collection of information is estimated to average 4 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, completing, and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the reporting burden to the Federal Communications Commission, Performance Evaluation and Records Management, Washington, DC 20554.

Please submit this form to:

**SLD-Form 470
P.O. Box 7026
Lawrence, Kansas 66044-7026
1-888-203-8100**

For express delivery services or U.S. Postal Service, Return Receipt Requested, mail this form to:

**SLD-Form 470
c/o Ms. Smith
3833 Greenway Drive
Lawrence, Kansas 66046
1-888-203-8100**

FCC Form 470
May 2003

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Attachment 2

**Schools and Libraries Universal Service Program
Services Ordered and Certification Form 471
Application Display**

Block 1: Billed Entity Information

Applicant's Form Identifier: CNUSD
YR03-04

471 Application Number: 362456

Funding Year: 07/01/2003 -
06/30/2004

Billed Entity Number:
143597

Cert. Postmark Date: 01/31/2003

Form Status: CERTIFIED - In
Window

RAL Date: 03/07/2003

Out of Window Letter Date: Not applicable

Name: CORONA-NORCO UNIF SCH DISTRICT
Address: 2820 CLARK AVE
City: NORCO State: CA Zip: 92860 1903

Contact Name: CAROL BENTO
Address: 2820 CLARK AVE
City: NORCO State: CA Zip: 92860 1903

Type of Application: SCHOOL DISTRICT

Ineligible Orgs: N

Block 3: Impact of Services Ordered in THIS Application

Number of students to be served: 42000

Number of library patrons to be served:

SERVICE DESCRIPTION	BEFORE ORDER	AFTER ORDER
a. (Schools/districts/consortia only) Telephone service: How many classrooms had phone service before and after your order?	1444	1566
b. High-bandwidth voice/data/video service: How many buildings served before and after your order?	208	227
c. High-bandwidth voice/data/video service: Highest speed to a building before and after your order?	1000mbs	1000mbs
d. Dial-up Internet connections: How many before and after your order?	0	0
e. Dial-up Internet connections: Highest speed before and after your order?	0	0
f. Direct connections to the Internet: How many before and after your order?	1	1
g. Direct connections to the Internet: Highest speed before and after your order?	DS3	DS3
h. Internet access(for schools): How many rooms have Internet access before and after your order?	1214	1336
i. Internet Access: How many computers (or other devices) with Internet access before and after your order?	3800	4202
k. Other technology outcomes: (please specify):	0	0

http://www.sl.universalservice.org/FY3_Form471/471PrintInfo.asp?Form471ID=362456&... 7/28/2004

Block 4: Worksheets

Worksheet A No: 466817 Student Count: 3333
 Weighted Product (Sum. Column 8): 2864.4 Shared Discount: 86%

1. School Name: AUBURNDALE INTERMEDIATE SCHOOL
 2. Entity Number: 103046 3. Rural/Urban: Urban
 4. Student Count: 1353 5. NSLP Students: 764 6. NSLP Students/Students: 56.467%
 7. Discount: 80% 8. Weighted Product: 1082.4

1. School Name: HOME GARDENS ELEMENTARY SCH
 2. Entity Number: 103036 3. Rural/Urban: Urban
 4. Student Count: 830 5. NSLP Students: 819 6. NSLP Students/Students: 98.674%
 7. Discount: 90% 8. Weighted Product: 747

1. School Name: JEFFERSON ELEMENTARY SCHOOL
 2. Entity Number: 103052 3. Rural/Urban: Urban
 4. Student Count: 1150 5. NSLP Students: 1048 6. NSLP Students/Students: 91.130%
 7. Discount: 90% 8. Weighted Product: 1035

Block 5: Discount Funding Request(s)

FRN: 983263 FCDL Date:	
11. Category of Service: Internal Connections	12. 470 Application Number: 703150000435486
13. SPIN: 143012084	14. Service Provider Name: KIS Computer Center
15. Contract Number: N/A	16. Billing Account Number: 909-736-5050
17. Allowable Contract Date: 12/24/2002	18. Contract Award Date: 01/14/2003
19a. Service Start Date: 07/01/2003	19b. Service End Date:
20. Contract Expiration Date: 06/30/2004	
21. Attachment #: Server-1	22. Block 4 Entity Number: 103036
23a. Monthly Charges: \$0.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$0.00	
23f. Annual non-recurring (one-time) charges: \$23,657.25	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$23,657.25	
23i. Total program year pre-discount amount (23e + 23h): \$23,657.25	

23j. % discount (from Block 4): 90
23k. Funding Commitment Request (23i x 23j): \$21,291.53

FRN: 983285 FCDL Date:	
11. Category of Service: Internal Connections	12. 470 Application Number: 703150000435486
13. SPIN: 143012084	14. Service Provider Name: KIS Computer Center
15. Contract Number: N/A	16. Billing Account Number: 909-735-5050
17. Allowable Contract Date: 12/24/2002	18. Contract Award Date: 01/14/2003
19a. Service Start Date: 07/01/2003	19b. Service End Date:
20. Contract Expiration Date: 06/30/2004	
21. Attachment #: SERVER-2	22. Block 4 Entity Number: 103052
23a. Monthly Charges: \$ 0.00	23b. Ineligible monthly amt.: \$ 0.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$0.00	
23f. Annual non-recurring (one-time) charges: \$24,877.40	23g. Ineligible non-recurring amt.: \$ 0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$24,877.40	
23i. Total program year pre-discount amount (23e + 23h): \$24,877.40	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$22,389.66	

FRN: 983303 FCDL Date:	
11. Category of Service: Internal Connections	12. 470 Application Number: 703150000435486
13. SPIN: 143012084	14. Service Provider Name: KIS Computer Center
15. Contract Number: N/A	16. Billing Account Number: 909-735-5050
17. Allowable Contract Date: 12/24/2002	18. Contract Award Date: 01/14/2003
19a. Service Start Date: 07/01/2003	19b. Service End Date:
20. Contract Expiration Date: 06/30/2004	
21. Attachment #: SERVER-3	22. Block 4 Entity Number: 103046
23a. Monthly Charges: \$ 0.00	23b. Ineligible monthly amt.: \$ 0.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$0.00	
23f. Annual non-recurring (one-time) charges: \$27,347.70	23g. Ineligible non-recurring amt.: \$ 0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$27,347.70	
23i. Total program year pre-discount amount (23e + 23h): \$27,347.70	
23j. % discount (from Block 4): 80	
23k. Funding Commitment Request (23i x 23j): \$21,878.16	

FRN: 983367 FCDL Date:	
11. Category of Service: Internal Connections	12. 470 Application Number: 703150000435486
13. SPIN: 143010165	14. Service Provider Name: Spectrum Communications Cabling Services, Inc.
15. Contract Number: N/A	16. Billing Account Number: 909-736-5050

17. Allowable Contract Date: 12/24/2002	18. Contract Award Date: 01/14/2003
19a. Service Start Date: 07/01/2003	19b. Service End Date:
20. Contract Expiration Date: 06/30/2004	
21. Attachment #: HG/MA0304	22. Block 4 Entity Number: 103036
23a. Monthly Charges: \$0.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$0.00	
23f. Annual non-recurring (one-time) charges: \$4,880.52	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$4,880.52	
23i. Total program year pre-discount amount (23e + 23h): \$4,880.52	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$4,392.47	

FRN: 983388	FCDL Date:
11. Category of Service: Internal Connections	12. 470 Application Number: 703150000435486
13. SPIN: 143010165	14. Service Provider Name: Spectrum Communications Cabling Services, Inc
15. Contract Number: N/A	16. Billing Account Number: 909-736-5050
17. Allowable Contract Date: 12/24/2002	18. Contract Award Date: 01/14/2003
19a. Service Start Date: 07/01/2003	19b. Service End Date:
20. Contract Expiration Date: 06/30/2004	
21. Attachment #: JEFF/MA0304	22. Block 4 Entity Number: 103052
23a. Monthly Charges: \$0.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$0.00	
23f. Annual non-recurring (one-time) charges: \$4,880.52	23g. Ineligible non-recurring amt.: \$0.00
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g): \$4,880.52	
23i. Total program year pre-discount amount (23e + 23h): \$4,880.52	
23j. % discount (from Block 4): 90	
23k. Funding Commitment Request (23i x 23j): \$4,392.47	

FRN: 983410	FCDL Date:
11. Category of Service: Internal Connections	12. 470 Application Number: 703150000435486
13. SPIN: 143010165	14. Service Provider Name: Spectrum Communications Cabling Services, Inc
15. Contract Number: N/A	16. Billing Account Number: 909-736-5050
17. Allowable Contract Date: 12/24/2002	18. Contract Award Date: 01/14/2003
19a. Service Start Date: 07/01/2003	19b. Service End Date:
20. Contract Expiration Date: 06/30/2004	
21. Attachment #: AUB/MA0304	22. Block 4 Entity Number: 103046
23a. Monthly Charges: \$0.00	23b. Ineligible monthly amt.: \$0.00
23c. Eligible monthly amt.: \$0.00	23d. Number of months of service: 12
23e. Annual pre-discount amount for eligible recurring charges (23c x 23d): \$0.00	

23f. Annual non-recurring (one-time) charges:	23g. Ineligible non-recurring amt.: \$00
\$1,829.52	
23h. Annual pre-discount amount for eligible non-recurring charges (23f - 23g):	\$1,829.52
23i. Total program year pre-discount amount (23e + 23h):	\$1,829.52
23j. % discount (from Block 4):	80
23k. Funding Commitment Request (23i x 23j):	\$1,463.62

Block 6: Certifications and Signature

24a. Schools: Y
24b. Libraries or Library Consortia: N
26a. Individual Technology Plan: N
26b. Higher-Level Technology Plan(s): Y
26c. No Technology Plan Needed:
27a. Approved Technology Plan(s): Y
27b. State Approved Technology Plan: N
27c. No Technology Plan Needed:

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Attachment 3



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal - Funding Year 2003-2004

November 9, 2004

Robert Rivera
Spectrum Communications
226 North Lincoln Avenue
Corona, CA 92882

Re: Corona-Norco Unified School District

Re: Billed Entity Number: 143597
471 Application Number: 362456
Funding Request Number(s): 983367, 983388, 983410
Your Correspondence Dated: August 2, 2004

After thorough review and investigation of all relevant facts, the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company ("USAC") has made its decision regarding your appeal of SLD's Year 2003 Funding Commitment Decision for the application number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day period for appealing this decision to the Federal Communications Commission ("FCC"). If your letter of appeal included more than one application number, please note that for each application an appeal is submitted, a separate letter is sent.

Funding Request Number: 983367, 983388, 983410

Decision on Appeal: Denied in full

Explanation:

- On appeal, you seek reversal of the SLD's decision to deny the funding request for competitive bidding violations. You further affirm that Spectrum Communications simply responded to a solicitation generated by Corona-Norco Unified School District's filing of their Form 470 for their request of Internal Connections and was awarded eight of the eleven E-rate projects. Therefore, you assert that the FRNs were erroneously denied and respectfully request reconsideration of the application.
- Upon thorough review of your appeal letter and all relevant supporting documentation, it is determined that Corona-Norco Unified School District's Form 470 (specifically pages 2 and 3) displays striking similarities with the Form 470 of other applicants who selected Spectrum Communications as the service provider.

Such similarities indicate that the vendor was improperly involved in the competitive bidding process, which is a competitive bidding violation. On appeal, you fail to show that the SLD erred in its initial determination. Consequently, your appeal is denied.

- FCC rules require applicants to submit an FCC Form 470 to USAC for posting on its website. 47 C.F.R. § 54.504(b). The FCC requires applicants to "submit a complete description of the services they seek so that it may be posted for competing service providers to evaluate." Federal-State Joint Board on Universal Service, CC Docket No. 96-45, Report and Order, FCC 97-157, 570 (rel. May 8, 1997) (Universal Service Order). The FCC requires "the application to describe the services that the schools and libraries seek to purchase in sufficient detail to enable potential providers to formulate bids." Id. 575. SLD's Service Provider Manual indicates that service providers may provide neutral assistance to applicants as they determine what goods and services to seek. Service Provider Manual, Chapter 5, <http://www.sl.universalservice.org/vendor/manual/chapter5.asp>. Once the applicant enters into an agreement(s) with the service provider(s), the applicant submits an FCC Form 471 to USAC. 47 C.F.R. § 54.504(c). The FCC has stated that applicants cannot abdicate control over the application process to a service provider that is associated with the FCC Form 471 for that applicant. Request for Review by Bethlehem Temple Christian School, Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc., CC Docket Nos. 96-45, 97-21, DA 01-852 6 (rel. Apr. 6, 2001).

If you believe there is a basis for further examination of your application, you may file an appeal with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the above date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience, and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Cc: Carol Bento
Corona-Norco Unified School District
2820 Clark Avenue
Norco, CA 92860-1903

Attachment 4



SPECTRUM COMMUNICATIONS
CABLING SERVICES, INC.
SENT VIA FACSIMILE, EMAIL AND U.S. MAIL

August 2, 2004

Letter of Appeal
Schools and Libraries Division
Box 125 - Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

RE: Appeal of FCDL for Corona-Norco Unified School District dated July 27, 2004
Applicant: Corona-Norco Unified School District
Entity #: 143597
Form 470: 703150000435486 (Attachment A)
Form 471: 362456 (Attachment B)
FRN's #: 983367, 983388, 983410
Applicant's Form Identifier: CNUSD YR03-04

To Whom It May Concern:

This letter is written to appeal the Schools and Libraries Division, Funding Commitment Decision Letter (FCDL) dated July 27, 2004, in reference to Corona-Norco Unified School District's (CNUSD) 471 application for E-Rate funding year 2003-2004 (FY 7).

I respectfully ask for reconsideration of the denial and the immediate funding of CNUSD's E-Rate Program Year 6 Internal Connections application for funding year 2003-2004.

Specifically, the *Funding Commitment Decision Explanation* states the reason for denial:

"Similarities in Forms 470 and selective review responses among applicants associated with this vendor indicate that the vendor was improperly involved in the competitive bidding process."

The plain interpretation of this explanation implies that our company Spectrum Communications (SPIN 143010165) has been improperly involved with the competitive bidding process which CNUSD undertook for the E-Rate Program Year 6 (2003-2004).

I am unclear as to how or why the SLD believes that my company was improperly involved with the competitive bidding process.

My question is simply, how did the SLD come to the conclusion that my company Spectrum Communications was somehow "improperly involved with the competitive bidding process which CNUSD undertook for the E-Rate Program Year 6 (2003-2004)"?

It is abundantly clear that the SLD believes that my company has had some improper involvement with many of our client's processes. This belief is not predicated on facts.

226 NORTH LINCOLN AVENUE • CORONA, CA 92882
(909) 371-0549 • (800) 319-8711 • FAX (909) 273-3114
SP-LEP-7/13/04

E-Rate Appeal letter, Corona-Norco Unified School District
Page 2

I can attest to the fact that neither I nor any representative from Spectrum Communications had any involvement with the selection and/or evaluation process for E-Rate applications undertaken by CNUSD.

My company simply and **legally** responded to a solicitation generated by CNUSD's filing of their 470, for their request of Internal Connections, and was subsequently awarded three of the seven E-Rate Internal Connections projects CNUSD has sought funding for.

With the information provided in the reason for denial contained in the FCDI, I have no way of providing any proof to the contrary. I therefore ask for the SLD to state their proof of our improper involvement with CNUSD's competitive bidding process.

My company deserves its due process. For the SLD to simply provide an overly broad statement that we have been improperly involved with the competitive process without any basis for its determination, does not allow Spectrum Communications to contradict the SLD position. How are we to respond other than, "No, we were not involved with any part of CNUSD's competitive process, or evaluation, or decision, or selection"?

The SLD has specifically targeted Spectrum Communications unfairly and without cause.

I therefore request one of two actions of the SLD. Either:

1. Grant this appeal and issue a revised FCDI to Corona-Norco Unified School District,
- OR
2. Provide enough information regarding the reasoning of how the SLD has come to its conclusion that Spectrum Communications has been "improperly involved", so that we can make a coherent, factual argument for appeal.

Over and over my company and our clients have received denials for the same "explanation", yet the SLD has not elaborated its explanation, and this makes our ability to appeal impractical if not impossible.

Thank you,

_____,

Robert Rivera
President CEO
Spectrum Communications

Attachments

Attachment 5